

NINETEENTH DAY**MORNING SESSION**

Senate Chamber, Olympia, Friday, January 28, 2005

The Senate was called to order at 10:00 a.m. by President Pro Tempore. The Secretary called the roll and announced to the President Pro Tempore that all Senators were present except Senators Berkey, Brandland, Delvin, Kohl-Welles, McCaslin, Morton, Mulliken, Swecker and Zarelli

The Sergeant at Arms Color Guard consisting of Pages Nicole Vukonich and Lee Poor, presented the Colors. Reverend Tony Irving of the St. Benedicts Episcopal Church offered the prayer.

MOTION

On motion of Senator Eide, the reading of the Journal of the previous day was dispensed with and it was approved.

MOTION

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

January 27, 2005

SB 5009 Prime Sponsor, Rasmussen: Changing conservation assistance revolving account provisions. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: That Substitute Senate Bill No. 5009 be substituted therefor, and the substitute bill do pass. Signed by Senators Rasmussen, Chair; Shin, Vice Chair; Delvin, Jacobsen, Morton and Schoesler

Passed to Committee on Rules for second reading.

January 27, 2005

SB 5010 Prime Sponsor, Rasmussen: Funding conservation districts. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Shin, Vice Chair; Delvin, Jacobsen, Morton and Schoesler

Passed to Committee on Rules for second reading.

January 25, 2005

SB 5049 Prime Sponsor, Kohl-Welles: Requiring the disclosure of information about mold in residential dwelling units. Reported by Committee on Financial Institutions, Housing & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Berkey, Vice Chair; Benson, Benton, Brandland, Delvin, Franklin, Keiser, Prentice and Spanel

Passed to Committee on Rules for second reading.

January 26, 2005

SB 5085 Prime Sponsor, Weinstein: Holding child car seat installers harmless for damages. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5085 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Jacobsen, Vice Chair; Poulsen, Vice Chair; Eide, Esser, Oke, Swecker and Weinstein

Passed to Committee on Rules for second reading.

January 25, 2005

SB 5108 Prime Sponsor, Fraser: Increasing the administrative cap on the housing assistance program and the affordable housing program. Reported by Committee on Financial Institutions, Housing & Consumer Protection

MAJORITY recommendation: That Substitute Senate Bill No. 5108 be substituted therefor, and the substitute bill do pass. Signed by Senators Fairley, Chair; Berkey, Vice Chair; Franklin, Keiser, Prentice and Spanel

MINORITY recommendation: Do not pass substitute. Signed by Senators Benson, Benton, Brandland and Delvin

Passed to Committee on Ways & Means.

January 27, 2005

SB 5161 Prime Sponsor, Eide: Including use of wireless communications in accident reports. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5161 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Jacobsen, Vice Chair; Poulsen, Vice Chair; Benson, Eide, Esser, Kastama, Mulliken, Oke, Spanel, Swecker and Weinstein

Passed to Committee on Rules for second reading.

January 25, 2005

SB 5266 Prime Sponsor, Fairley: Reserving state authority to regulate customer financial transactions. Reported by Committee on Financial Institutions, Housing & Consumer Protection

MAJORITY recommendation: That Substitute Senate Bill No. 5266 be substituted therefor, and the substitute bill do pass. Signed by Senators Fairley, Chair; Berkey, Vice Chair; Benson, Benton, Delvin, Franklin, Keiser, Prentice and Spanel

Passed to Committee on Rules for second reading.

January 27, 2005

SB 5287 Prime Sponsor, Prentice: Authorizing a state tax on social card games. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Without recommendation. Signed by Senators Kohl-Welles, Chair; Franklin, Vice Chair; Brown, Hewitt, Honeyford, Keiser, Parlette and Prentice

Passed to Committee on Ways & Means.

MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

On motion of Senator Eide, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 5558 by Senators Brown, Swecker, Fraser, Keiser, Benson, Brandland, Weinstein, Roach, Rasmussen, McAuliffe, Pridemore, Shin, Rockefeller and Kohl-Welles

AN ACT Relating to the prescription drug assistance foundation; adding a new section to chapter 41.05 RCW; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SB 5559 by Senators Pflug, Kline, Schmidt and Roach

AN ACT Relating to amendment of governing documents of a homeowners' association; and adding a new section to chapter 64.38 RCW.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5560 by Senators Pflug, Kline, Benson and Schmidt

AN ACT Relating to records of members of homeowners' associations; and amending RCW 64.38.045.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5561 by Senators Pflug, Kline, Schmidt, Stevens, Benson, Sheldon and Rockefeller

AN ACT Relating to dispute resolution services for homeowners' associations; and adding a new section to chapter 64.38 RCW.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5562 by Senators Benson, Delvin, Oke, Hewitt, Schmidt, Carrell, Morton, McCaslin, Deccio, Brandland, Mulliken, Esser, Parlette, Finkbeiner, Honeyford, Roach and Sheldon

AN ACT Relating to driving or physical control of a vehicle while under the influence of intoxicating liquor or any drug; amending RCW 46.61.502, 46.61.504, 46.61.5055, 46.61.5151, 9.94A.640, 9.94A.030, 9.94A.525, and 9.94A.650; reenacting and amending RCW 9.94A.515; prescribing penalties; providing an effective date; and declaring an emergency.

Referred to Committee on Judiciary.

SB 5563 by Senators Franklin, Schmidt, Oke, Rasmussen, Thibaudeau, Kohl-Welles, Pflug, Regala, Parlette, Pridemore, Hargrove, Fraser, Hewitt, Doumit, Spanel, Prentice, Stevens, McAuliffe, Mulliken, Haugen, Berkey, Swecker, Carrell, Fairley, Kline, Keiser, Kastama, Shin, Delvin, Roach, Poulsen, Sheldon, Eide, Johnson and Rockefeller

AN ACT Relating to recording the oral histories of women who contributed to their communities, the state, or the nation during World War II; amending RCW 28A.300.370; creating a new section; and providing an effective date.

Referred to Committee on Government Operations & Elections.

SB 5564 by Senators Schmidt, Kastama, Weinstein, Roach, Shin, Rockefeller, Oke and Kohl-Welles

AN ACT Relating to a manual of election laws and rules; and adding a new section to chapter 29A.04 RCW.

Referred to Committee on Government Operations & Elections.

SB 5565 by Senators Schmidt, Kastama, Weinstein, Roach, Keiser, Sheldon, Shin, Rockefeller, Oke and Kohl-Welles

AN ACT Relating to information for out-of-state, overseas, and service voters; and amending RCW 29A.40.150.

Referred to Committee on Government Operations & Elections.

SB 5566 by Senators Hargrove, Esser, Regala and Kline

AN ACT Relating to enrollment cards issued by federally recognized Indian tribes; amending RCW 29A.08.010, 66.16.040, and 70.155.090; creating a new section; and providing an effective date.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5567 by Senators Kohl-Welles, Esser, Prentice, Stevens, Thibaudeau, Rasmussen and McAuliffe

AN ACT Relating to investments in cost-effective intervention programs for juvenile justice-involved youth; adding new sections to chapter 70.190 RCW; adding a new section to chapter 43.135 RCW; creating new sections; providing an effective date; and declaring an emergency.

Referred to Committee on Human Services & Corrections.

SB 5568 by Senator Benton

AN ACT Relating to record check costs; and amending RCW 28A.400.303 and 28A.410.010.

Referred to Committee on Early Learning, K-12 & Higher Education.

SB 5569 by Senators Keiser, Benson and McAuliffe

AN ACT Relating to revising the nursing facility payment system; amending RCW 74.46.431, 74.46.433, 74.46.496, 74.46.501, 74.46.506, 74.46.511, 74.46.515, and 74.46.521; adding a new section to chapter 74.46 RCW; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Health & Long-Term Care.

SB 5570 and Eide by Senators Haugen, Pflug, Keiser, Kastama, McAuliffe, Kline, Carrell, Fairley, Benson, Roach, Rasmussen, Mulliken

AN ACT Relating to the discontinuation of the nursing facility bed tax; creating a new section; repealing RCW 74.46.091, 74.46.535, 82.71.010, 82.71.020, and 82.71.030; providing an effective date; and declaring an emergency.

Referred to Committee on Health & Long-Term Care.

SB 5571 by Senators Benson, Schoesler, Carrell, Keiser, Kastama and Mulliken

AN ACT Relating to the boarding home business and occupation tax; amending RCW 82.04.290 and 82.04.460; reenacting and amending RCW 82.04.050 and 82.04.190; creating a new section; repealing RCW 82.04.4337 and 82.04.2908; providing an effective date; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5572 by Senators Rasmussen, Hewitt, Berkey, Oke, Benson, Deccio, Delvin and Jacobsen

AN ACT Relating to maintenance and repair of minor league baseball facilities; amending RCW 67.70.240; adding a new section to chapter 67.70 RCW; adding a new section to chapter 82.14 RCW; adding a new section to chapter 35.21 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 5573 by Senators Fairley, Swecker, Eide, Regala, Fraser, Hewitt, Kline and Kohl-Welles

AN ACT Relating to authorizing local governments to seek voter approval for a fixed multiyear regular property tax dollar rate; and amending RCW 84.55.050.

Referred to Committee on Government Operations & Elections.

SB 5574 by Senators Kline, Roach, Regala, Stevens, Rasmussen, Delvin, McCaslin, Prentice, Weinstein, Kastama and Kohl-Welles

AN ACT Relating to the sale and use of projectile stun guns; adding a new chapter to Title 9 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

SB 5575 by Senators Kohl-Welles, Pridemore, Shin, Brown, Rockefeller, McAuliffe, Berkey, Thibaudeau, Franklin, Kline, Regala, Jacobsen and Keiser

AN ACT Relating to higher education admissions; amending RCW 49.60.400; and creating a new section.

Referred to Committee on Early Learning, K-12 & Higher Education.

SB 5576 by Senators Poulsen, Swecker, Weinstein, Haugen and Rockefeller

AN ACT Relating to fare cards for transportation facilities and services; and amending RCW 63.29.010 and 63.29.020.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5577 by Senators Fairley, Keiser, Kline, Fraser, Poulsen and Kohl-Welles

AN ACT Relating to relocation assistance payments to tenants; amending RCW 59.18.085 and 35.80.030; creating a new section; and prescribing penalties.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5578 by Senators Kohl-Welles, Schmidt, Pridemore, Rockefeller, Rasmussen, Shin, McAuliffe and Kline

AN ACT Relating to vocational educational training as a work activity under Washington WorkFirst; and amending RCW 74.08A.250.

Referred to Committee on Human Services & Corrections.

SB 5579 by Senators Keiser, Benton, Fairley, Berkey, Thibaudeau, McAuliffe, Zarelli, Kastama, Hewitt, Delvin and Shin

AN ACT Relating to regulating insurance overpayment recovery practices; adding a new section to chapter 48.20 RCW; adding a new section to chapter 48.21 RCW; adding a new section to chapter 48.44 RCW; and adding a new section to chapter 48.46 RCW.

Referred to Committee on Health & Long-Term Care.

SB 5580 by Senators Regala, Swecker, Haugen, Esser, Weinstein, Rasmussen, Schoesler, Fraser, Poulsen, Mulliken and McAuliffe

AN ACT Relating to disabled persons' parking places; and amending RCW 46.61.581.

Referred to Committee on Transportation.

SB 5581 by Senators Brown, Finkbeiner, Kohl-Welles, Parlette, Rasmussen, Zarelli, Prentice, Hewitt, Fairley, Esser, Doumit, Keiser, Haugen, McAuliffe and Shin

AN ACT Relating to the strategic financing of life sciences research; amending RCW 43.79.480 and 42.30.110; reenacting and amending RCW 42.17.310, 42.17.310, and 42.17.2401; adding a new section to chapter 82.04 RCW; adding a new chapter to Title 43 RCW; creating new sections; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5582 by Senators Regala, Hargrove, Stevens, Carrell, Franklin, McAuliffe and Kohl-Welles

AN ACT Relating to the use of demographic factors in proceedings under chapter 71.09 RCW; amending RCW 71.09.090; creating a new section; and declaring an emergency.

Referred to Committee on Human Services & Corrections.

SB 5583 by Senators Regala, Hargrove, McAuliffe, Stevens, Carrell, Kline, Rasmussen and Kohl-Welles

AN ACT Relating to older children who are victims of abuse or neglect; adding a new section to chapter 26.44 RCW; and declaring an emergency.

Referred to Committee on Human Services & Corrections.

SB 5584 by Senators Jacobsen, Swecker and Haugen

AN ACT Relating to consolidated rental car facilities at airports; and amending RCW 14.08.120.

Referred to Committee on Transportation.

SB 5585 by Senators Poulsen, Esser and Prentice

AN ACT Relating to land acquired from a commercial waterway district; and adding a new section to chapter 53.08 RCW.

Referred to Committee on Government Operations & Elections.

SB 5586 by Senators Haugen, Swecker and Kastama

AN ACT Relating to the population thresholds for membership of the county road administration board; and amending RCW 36.78.040.

Referred to Committee on Transportation.

SB 5587 by Senators Haugen, Swecker and Kastama

AN ACT Relating to the definition of "county engineer"; and amending RCW 36.75.010.

Referred to Committee on Transportation.

SB 5588 by Senators Haugen, Swecker and Kastama

AN ACT Relating to county road construction projects reporting requirements; and amending RCW 36.77.065 and 36.81.130.

Referred to Committee on Transportation.

SB 5589 by Senators Haugen and Spanel

AN ACT Relating to proceedings for excluding agricultural land from the boundaries of a charter or noncharter code city; and adding a new section to chapter 35A.16 RCW.

Referred to Committee on Government Operations & Elections.

SB 5590 by Senators Fairley and Delvin

AN ACT Relating to the dissolution of joint housing authorities; and adding a new section to chapter 35.82 RCW.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 5591 by Senator Honeyford

AN ACT Relating to the zoning authority of local jurisdictions with respect to activities licensed by the gambling commission; amending RCW 9.46.285 and 9.46.295; and adding new sections to chapter 9.46 RCW.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5592 by Senators McAuliffe, Oke, Fairley, Shin, Keiser, Thibaudeau, Kohl-Welles and Weinstein

AN ACT Relating to prohibiting smoking in public places; amending RCW 70.160.010, 70.160.020, 70.160.030, 70.160.050, 70.160.070, and 70.160.080; repealing RCW 70.160.040 and 70.160.060; and prescribing penalties.

Referred to Committee on Health & Long-Term Care.

SB 5593 by Senators Fairley and Kline

AN ACT Relating to the .50 caliber firearm ban of 2005; amending RCW 9.41.010 and 9.94A.515; reenacting and amending RCW 9.94A.515; adding a new section to chapter 9.41 RCW; prescribing penalties; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Judiciary.

SB 5594 by Senators Kohl-Welles, Keiser, Franklin, Thibaudeau and Kline

AN ACT Relating to stem cell research and human cloning; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5595 by Senators Schoesler, Hewitt, Morton, Delvin and Mulliken

AN ACT Relating to exempting public work performed by fire district employees from competitive bidding requirements; and amending RCW 52.14.110.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5596 by Senators Finkbeiner, Johnson and Oke

AN ACT Relating to presidential electors; and adding a new section to chapter 29A.56 RCW.

Referred to Committee on Government Operations & Elections.

SB 5597 by Senators Rasmussen, Schoesler, Brown, Prentice, Roach, Jacobsen, Kastama, Shin, Fraser, Kline and Kohl-Welles

AN ACT Relating to expansion of farmers market nutrition programs; creating a new section; and making appropriations.

Referred to Committee on Agriculture & Rural Economic Development.

SB 5598 by Senators Franklin, Benton, Thibaudeau, Keiser, Benson, Kline and McAuliffe

AN ACT Relating to the nursing care quality assurance commission; and amending RCW 18.79.070.

Referred to Committee on Health & Long-Term Care.

SB 5599 by Senators Franklin, Kastama, Thibaudeau, Benson, Kline and McAuliffe

AN ACT Relating to funding a central resource center for the nursing work force; amending RCW 43.70.110 and 43.70.250; adding a new section to chapter 18.79 RCW; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SCR 8405 by Senators Honeyford, Spanel, Hewitt, Parlette, Pridemore, Delvin, Morton, Mulliken, Benton, Fraser and McAuliffe

Naming the Columbia Room.

Referred to Committee on Government Operations & Elections.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 5594 which was referred to the Committee on Labor, Commerce, Research & Development.

MOTION

At 10:06 a.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President Pro Tempore.

The Senate was called to order at 11:19 a.m. by President Owen.

MOTION

On motion of Senator Eide, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 5151, by Senators Franklin, Oke, Regala, Benton, Rasmussen, Roach, Eide, Haugen, Berkey, Kline and Fairley
Changing the authority of a metropolitan park district to dispose of surplus property.

MOTION

On motion of Senator Kastama, Substitute Senate Bill No. 5151 was substituted for Senate Bill No. 5151 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Kastama moved that the following amendment by Senator Franklin be adopted.

On page 1, line 9, after "exceeds" strike "thirty" and insert "twenty"

Senator Kastama spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Franklin on page 1, line 9 to Substitute Senate Bill No. 5151.

The motion by Senator Kastama carried and the amendment was adopted by voice vote.

MOTION

On motion of Senator Kastama, the rules were suspended, Engrossed Substitute Senate Bill No. 5151 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Kastama and Franklin spoke in favor of passage of the bill

MOTION

On motion of Senator Hewitt, Senators Brandland, Delvin McCaslin, Morton, Mulliken, Swecker and Zarelli were excused.

MOTION

On motion of Senator Regala, Senators Berkey and Kohl-Welles were excused.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5151.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5151 and the bill passed the Senate by the following vote: Yeas, 40; Nays, 0; Absent, 0; Excused, 9.

Voting yea: Senators Benson, Benton, Brown, Carrell, Deccio, Doumit, Eide, Esser, Fairley, Finkbeiner, Franklin, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Jacobsen, Johnson, Kastama, Keiser, Kline, McAuliffe, Oke, Parlette, Pflug, Poulsen, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 40

Excused: Senators Berkey, Brandland, Delvin, Kohl-Welles, McCaslin, Morton, Mulliken, Swecker and Zarelli - 9

ENGROSSED SUBSTITUTE SENATE BILL NO. 5151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was order to stand as the title of the act.

MOTION

On motion of Senator Eide, the Senate advanced to the eighth order of business.

MOTION

Senator Spanel moved adoption of the following resolution:

SENATE RESOLUTION
8608

By Senators Spanel, Honeyford and Fraser

WHEREAS, Dee R. Hooper began working for the State of Washington as an engineering aide with the Department of General Administration in December of 1962; and Dee Hooper was project manager for the 1976 Legislative Building Structural and Earthquake Repairs; and

WHEREAS, Dee Hooper began employment with the Senate in July of 1977 and was immediately faced with the question of purchasing new custom built furniture for offices; and

WHEREAS, Dee Hooper justified the purchase of such furniture by writing that "the furnishings that were purchased for the Legislative leadership offices were purchased...to leave a legacy to the citizens of the State of Washington for generations to come expressing our intelligence, our refinement, and our fervent pride in the importance of our state and the arts"; and

WHEREAS, The above quote exemplifies Dee Hooper's devotion to the betterment of facilities within the Senate and House of Representatives for over a quarter of a century; and

WHEREAS, Dee Hooper served as host state and staff coordinator for national conventions held in Washington of the Council of State Governments in 1978, the National Conference of State Legislatures in 1985, and the American Legislative Exchange Council in 1991; and

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WHEREAS, Dee Hooper has been centrally involved in preparation for every Inaugural Ball since 1973 and most recently served as Vice President of the 2005 Inaugural Ball Committee; and

WHEREAS, In preparation for the State Centennial celebration, Dee Hooper directed the inspired decorative painting of the Legislative Building rotunda as well as the House and Senate chambers; and

WHEREAS, Dee Hooper oversaw the modernization of the House and Senate phone system in several office buildings, safety hand rails in the Rotunda, and other vital projects too numerous to mention that made the Legislative Building a safer place to visit and work; and

WHEREAS, Dee Hooper has been an indispensable member of the Legislative Building rehabilitation project team and, as a measure of his dedication, postponed his retirement in order to see through the renovation of the historic Legislative Building which he loves so very much;

NOW, THEREFORE, BE IT RESOLVED, That Dee R. Hooper be acknowledged and acclaimed for his full dedication and superior contributions to the grace and dignity of the Washington State Capitol Campus, the same commitment, grace, and dignity he brought to work each day; and

BE IT FURTHER RESOLVED, That Dee Hooper be congratulated on his retirement from over four decades of public service and wished the very best in pursuing future endeavors; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to Dee Hooper.

Senators Spanel, Deccio and Fraser spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8608.

The motion by Senator Spanel carried and the resolution was adopted by voice vote.

The President introduced Mr. Dee Hooper who was seated at the Rostrum.

REMARKS BY DEE HOOPER

Dee Hooper: "My daughter Jody, always fears when I get into these kinds of situations that I have a red nose that I'll pull out and put it on. She doesn't think that's very funny. I'm honored, beyond belief, for, I guess the honor that you've bestowed upon me and quite frankly it's a little bit overwhelming so I thank you. I've enjoyed what we've done with this building. I think it's been a good contribution to the building and I hope that you'll continue to protect this building in the manner that it deserves. Thank you."

INTRODUCTION OF SPECIAL GUESTS

President Owen: "Thank you Dee, it's my privilege also to be able to make some introductions of Dee's family. He has with him today, his daughters; Carol, Jody and Cheryl, their mother Bunny Hooper, his son-in-law, Steve Lynch and his grandchildren Heidi and Dillon."

PERSONAL PRIVILEGE

Senator Schmidt: "Thank you Mr. President. A point of personal privilege. As we get ready to go home for the weekend there's a major event taking place in Iraq on Sunday and those folks will be for the first time will be electing their form of government and the people whom they want. Yesterday in Iraq there was a strike by the terrorist at one of the voting centers that killed twelve people. One of them was a U. S. Marine. While you always hope and you prayer that nothing like that will happen but it's hard for us to understand and estimate that it probably will happen again on Sunday. In something that we so take for granted the Iraqi people that are going to show up to vote on Sunday are putting their lives in danger. Very likely there will be attacks on more of the voting centers and it will be our soldiers, members of our military that will be defending many of those places. So Mr. President, I would like us to stand for a moment of silence to recognize those twelve people that died yesterday and also recognize a very important day taking place in another country on Sunday. Thank you."

MOMENT OF SILENCE

The Senate observed a moment of silence in memory of the twelve members of the military, who passed away January 27, 2005 in Iraq.

At 11:40 a.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Monday, January 31, 2005.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate